

Date: August 7, 1992

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From: Larry Tainter, Director
Bureau of Quality Assurance

Subject: 1991 Wisconsin Act 181

As a result of the enactment of Act 181, state law now permits Wisconsin licensed practical and professional nurses to take orders from a physician, podiatrist or dentist who is licensed in another state, if that person prepared the order after examining the patient in that other state, and directs the order be carried out in Wisconsin.

Bureau staff have reviewed Chapter HSS 124, Hospital Rules, and Chapter HSS 133, Home Health Agency Rules, and determined there is no conflict between these rules and Act 181.

There are sections in HSS 132, Nursing Home Rules, HSS 131, Hospice Rules, and HSS 134, Facilities for the Developmentally Disabled Rules, which are superseded by this change in state law, as follows:

- 1) Nursing Homes
HSS 132.60(5)(a)1 and 2 – Resident Care, Treatments and Orders (These codes are already waived for federally certified facilities.)
- 2) Hospices
HSS 131.36(3)(f) – Health Care Record, Physician Orders for Medications
HSS 131.42(1)(b) – Plan of Care, Physician Oral Orders
HSS 131.42(2)(a)(2) – Initial Plan of Care, Physician Orders
HSS 131.42(3)(b)4 – Integrated Plan of Care, Physician Oral Orders.
- 3) Facilities for the Developmentally Disabled
HSS 134.60(4)(a)2 – Resident Care, Physician Orders
HSS 134.66(2)(b)3 – Medical Services, Medical Orders

We recommend that providers review this statute to determine how you will implement it, and that facility policies and procedures be updated to reflect this provision.

For questions regarding this change, contact the BQC Nurse Consultant, Bonnie Landgraf, RN, at (608) 266-6691 or the Board of Nursing Nurse Consultant, Tom Neumann, RN, at (608) 267-2357.

LT/BL/jh 4991.nm

Attachment

cc: -Tom Neumann, RN, Bd. of Nursing
-BQC Staff
-Office of Legal Counsel
-Ann Haney, DOH Admin.
-Kevin Piper, BHCF Dir.
-HCFA, Region V
-Illinois State Agency
-Ohio State Agency
-Michigan State Agency
-Indiana State Agency
-Minnesota State Agency
-WI Coalition for Advocacy
-Service Employees Intern. Union
-WI Counties Assn.
-WI Medical Records Assn. Cons. Comm.
-WI Assoc. of Hmes & Servs/Aging
-WI Assn. of Hospital SW and Discharge Planners
-Comm. on Aging, Ext. Care Fac./HH (SMS)
-WI Assn. of Nursing Homes
-WI Assn. of Medical Directors
-Admin., Division of Care and Treatment Facilities
-Hospice Organization of WI
-LTC BQC Memo Subscribers
-Non-LTC BQC Memo Subscribers
-Secy, Dept. of Reg. & Licensing
-Director, Bureau of Aging DCS
-WI Hospital Association
-Bur. Long Term Support, DCS
-WI Homecare Organization
-Bur. of Design, Prof., DRL
-Bd. on Aging & Long Term Care